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**TERMINAL DISCLAIMER TO OBIATE A DOUBLE PATENTING  
REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)  
M02A435-C6

In re Application of: David SOBERANIS, Randy FORSHEY

Application No.: 10/749,949

Filed: December 31, 2003

For: CHEMICAL DELIVERY SYSTEMS AND METHODS OF DELIVERY

The owner\*, The BOC Group, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** Nos. 6675987; 6098843; 6340098; & 6269975 as the term of said prior patents is defined in 35 U.S.C. 154 and 173, and as the term of said **prior patents** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patents** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 32,351

  
\_\_\_\_\_  
Signature

October 31, 2006  
\_\_\_\_\_  
Date

David A. Hey

\_\_\_\_\_  
Typed or printed name

908-771-6385  
\_\_\_\_\_  
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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